



UNITED STATES DEPARTMENT OF COMMERCE  
Patent and Trademark Office

NOTICE OF ALLOWANCE AND ISSUE FEE DUE

PM82/1130

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APPLICATION NO.	FILING DATE	TOTAL CLAIMS	EXAMINER AND GROUP ART UNIT	DATE MAILED
09/391 709	09/08/99	020	KIM, C	3682 11/30/00
First Named Applicant	HERMANSEN, 35 USC 154(b) term ext. = 0 Days.			

TITLE OF INVENTION CLIPLESS BICYCLE PEDAL

ATTY'S DOCKET NO.	CLASS-SUBCLASS	BATCH NO.	APPLN. TYPE	SMALL ENTITY	FEE DUE	DATE DUE
3	074-594.600	V65	UTILITY	YES	\$620.00	02/28/01

**THE APPLICATION IDENTIFIED ABOVE HAS BEEN EXAMINED AND IS ALLOWED FOR ISSUANCE AS A PATENT. PROSECUTION ON THE MERITS IS CLOSED.**

**THE ISSUE FEE MUST BE PAID WITHIN THREE MONTHS FROM THE MAILING DATE OF THIS NOTICE OR THIS APPLICATION SHALL BE REGARDED AS ABANDONED. THIS STATUTORY PERIOD CANNOT BE EXTENDED.**

**HOW TO RESPOND TO THIS NOTICE:**

I. Review the SMALL ENTITY status shown above.  
If the SMALL ENTITY is shown as YES, verify your current SMALL ENTITY status:

- A. If the status is changed, pay twice the amount of the FEE DUE shown above and notify the Patent and Trademark Office of the change in status, or
- B. If the status is the same, pay the FEE DUE shown above.

If the SMALL ENTITY is shown as NO:

- A. Pay FEE DUE shown above, or
- B. File verified statement of Small Entity Status before, or with, payment of 1/2 the FEE DUE shown above.

II. Part B-Issue Fee Transmittal should be completed and returned to the Patent and Trademark Office (PTO) with your ISSUE FEE. Even if the ISSUE FEE has already been paid by charge to deposit account, Part B Issue Fee Transmittal should be completed and returned. If you are charging the ISSUE FEE to your deposit account, section "4b" of Part B-Issue Fee Transmittal should be completed and an extra copy of the form should be submitted.

III. All communications regarding this application must give application number and batch number.  
Please direct all communications prior to issuance to Box ISSUE FEE unless advised to the contrary.

**IMPORTANT REMINDER: Utility patents issuing on applications filed on or after Dec. 12, 1980 may require payment of maintenance fees. It is patentee's responsibility to ensure timely payment of maintenance fees when due.**

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# Notice of Allowability

Application No.

09/391,709

Applicant(s)

Hermansen et al.

Examiner

Chong H. Kim

Group Art Unit

3682



All claims being allowable, PROSECUTION ON THE MERITS IS (OR REMAINS) CLOSED in this application. If not included herewith (or previously mailed), a Notice of Allowance and Issue Fee Due or other appropriate communication will be mailed in due course.

☒ This communication is responsive to 9/8/99

☒ The allowed claim(s) is/are 1-20

☐ The drawings filed on \_\_\_\_\_ are acceptable.

☐ Acknowledgement is made of a claim for foreign priority under 35 U.S.C. § 119(a)-(d).

☐ All ☐ Some\* ☒ None of the CERTIFIED copies of the priority documents have been  
☐ received.

☐ received in Application No. (Series Code/Serial Number) \_\_\_\_\_

☐ received in this national stage application from the International Bureau (PCT Rule 17.2(a)).

\*Certified copies not received: \_\_\_\_\_

☐ Acknowledgement is made of a claim for domestic priority under 35 U.S.C. § 119(e).

A SHORTENED STATUTORY PERIOD FOR RESPONSE to comply with the requirements noted below is set to EXPIRE **THREE MONTHS** FROM THE "DATE MAILED" of this Office action. Failure to timely comply will result in ABANDONMENT of this application. Extensions of time may be obtained under the provisions of 37 CFR 1.136(a).

☐ Note the attached EXAMINER'S AMENDMENT or NOTICE OF INFORMAL APPLICATION, PTO-152, which discloses that the oath or declaration is deficient. A SUBSTITUTE OATH OR DECLARATION IS REQUIRED.

☒ Applicant MUST submit NEW FORMAL DRAWINGS

☐ because the originally filed drawings were declared by applicant to be informal.

☒ including changes required by the Notice of Draftsperson's Patent Drawing Review, PTO-948, attached hereto or to Paper No. \_\_\_\_\_

☐ including changes required by the proposed drawing correction filed on \_\_\_\_\_, which has been approved by the examiner.

☐ including changes required by the attached Examiner's Amendment/Comment.

Identifying indicia such as the application number (see 37 CFR 1.84(c)) should be written on the reverse side of the drawings. The drawings should be filed as a separate paper with a transmittal letter addressed to the Official Draftsperson.

☐ Note the attached Examiner's comment regarding REQUIREMENT FOR THE DEPOSIT OF BIOLOGICAL MATERIAL.

Any response to this letter should include, in the upper right hand corner, the APPLICATION NUMBER (SERIES CODE/SERIAL NUMBER). If applicant has received a Notice of Allowance and Issue Fee Due, the ISSUE BATCH NUMBER and DATE of the NOTICE OF ALLOWANCE should also be included.

## Attachment(s)

☒ Notice of References Cited, PTO-892

☒ Information Disclosure Statement(s), PTO-1449, Paper No(s). 2

☒ Notice of Draftsperson's Patent Drawing Review, PTO-948

☐ Notice of Informal Patent Application, PTO-152

☒ Interview Summary, PTO-413

☒ Examiner's Amendment/Comment

☐ Examiner's Comment Regarding Requirement for Deposit of Biological Material

☒ Examiner's Statement of Reasons for Allowance

Art Unit: 3682

**EXAMINER'S AMENDMENT**

1. An examiner's amendment to the record appears below. Should the changes and/or additions be unacceptable to applicant, an amendment may be filed as provided by 37 CFR 1.312. To ensure consideration of such an amendment, it MUST be submitted no later than the payment of the issue fee.

Authorization for this examiner's amendment was given in a telephone interview with Mr. Carl Winefordner on Nov. 28, 2000.

2. The application has been amended as follows:

- A<sup>1</sup> In claim 2, line 1, replaced "Claim" with The bicycle pedal according to claim;
- A<sup>2</sup> In claim 3, line 1, replaced "Claim" with The bicycle pedal according to claim;
- A<sup>3</sup> In claim 4, line 1, replaced "Claim" with The bicycle pedal according to claim;
- A<sup>4</sup> In claim 5, line 1, replaced "Claim" with The bicycle pedal according to claim;
- A<sup>5</sup> In claim 6, line 1, replaced "Claim" with The bicycle pedal according to claim;
- A<sup>6</sup> In claim 7, line 1, replaced "Claim" with The bicycle pedal according to claim;
- A<sup>7</sup> In claim 9, line 1, replaced "Claim" with The bicycle pedal according to claim;
- A<sup>8</sup> In claim 10, line 1, replaced "Claim" with The bicycle pedal according to claim;
- A<sup>9</sup> In claim 11, line 1, replaced "Claim" with The bicycle pedal according to claim;
- A<sup>10</sup> In claim 12, line 1, replaced "Claim" with The bicycle pedal according to claim;
- A<sup>11</sup> In claim 13, line 1, replaced "Claim" with The bicycle pedal according to claim;

Art Unit: 3682

A12 In claim 14, line 1, replaced "Claim" with --The bicycle pedal according to claim--;

A13 In claim 16, line 1, replaced "Claim" with --The bicycle pedal according to claim--;

A14 In claim 17, line 1, replaced "Claim" with --The bicycle pedal according to claim--;

A15 In claim 18, line 1, replaced "Claim" with --The bicycle pedal according to claim--;

A16 In claim 19, line 1, replaced "Claim" with --The bicycle pedal according to claim--;

A17 In claim 20, line 1, replaced "Claim" with --The bicycle pedal according to claim--;

3. The following is an examiner's statement of reasons for allowance:

Neither prior art of record nor references teach a bicycle pedal for engaging a cleat of a shoe comprising a spindle attached to a crank arm; a housing rotating about the spindle; a spring loaded latch mechanism pivoting about the axis of the spindle wherein the latch mechanism includes U-shaped, hooked, or rectangular shaped members, and equally spaced from each other as a spring holds the members; and wherein the latch mechanism engages the cleat between the adjacent pairs of the members.

Any comments considered necessary by applicant must be submitted no later than the payment of the issue fee and, to avoid processing delays, should preferably accompany the issue fee. Such submissions should be clearly labeled "Comments on Statement of Reasons for Allowance."

4. Any inquiry concerning this communication or earlier communications from the examiner should be directed to Chong H. Kim whose telephone number is (703) 305-0922.

CHK *CHK*

November 28, 2000

*David A. Bucci*  
DAVID A. BUCCI  
SUPERVISORY PATENT EXAMINER  
TECHNOLOGY CENTER 3600